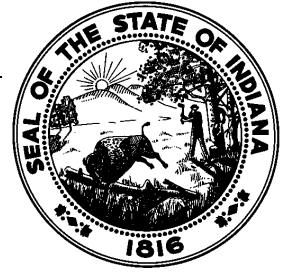


# Indiana Department of Education

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September 27, 2004

To Whom This Matter May Concern:

Children in a detention center must be provided an education. Failure to provide an education is a violation of the compulsory school attendance law.

Children not provided an education may appeal to the Indiana State Board of Education. 317-232-6622.

See the following

IC 20-8.1-3-36

Children in certain institutions or facilities; compulsory school attendance; reimbursement for space used within facilities for court placed student expenses

Sec. 36. (a) It is unlawful for a person operating or responsible for an educational, correctional, charitable, or benevolent institution or training school to fail to ensure that a child under his authority attends school as required under this chapter. Each day of violation of this section constitutes a separate offense.

(b) If a child is placed in an institution or facility under a court order, the institution or facility shall charge the county office of the county of the student's legal settlement under IC 12-19-7 for the use of the space within the institution or facility (commonly called capital costs) that is used to provide educational services to the child based upon a prorated per student cost.

(Formerly: Acts 1973, P.L.218, SEC.1.) As amended by Acts 1978, P.L.2, SEC.2005; P.L.36-1994, SEC.28.

IC 20-8.1-3-37

Penalty

Sec. 37. Penalty. A person who knowingly violates this chapter commits a Class B misdemeanor.

(Formerly: Acts 1973, P.L.218, SEC.1.) As amended by Acts 1978, P.L.2, SEC.2006.

Sincerely,

//signed//

Gaylon J. Nettles  
State Attendance Officer